

MDL 1570 PLAINTIFFS' EXECUTIVE COMMITTEES

In re: Terrorist Attacks on September 11, 2001 (S.D.N.Y.)

Plaintiffs' Executive Committee for Personal Injury and Death Claims	Plaintiffs' Executive Committee for Commercial Claims
Ronald L. Motley, (1944-2013) Jodi Westbrook Flowers / Donald A. Migliori, <i>Co-Chairs</i> MOTLEY RICE LLC James P. Kreindler, <i>Co-Chair</i> KREINDLER & KREINDLER LLP	Stephen A. Cozen, <i>Co-Chair</i> Sean Carter, <i>Co-Chair</i> COZEN O'CONNOR
Andrew J. Maloney III, <i>Co-Liaison Counsel</i> KREINDLER & KREINDLER LLP Robert T. Haefele, <i>Co-Liaison Counsel</i> MOTLEY RICE LLC	J. Scott Tarbutton, <i>Liaison Counsel</i> COZEN O'CONNOR

September 29, 2020

VIA ECF

The Honorable Sarah Netburn
United States Magistrate Judge
Thurgood Marshall Courthouse
40 Foley Square, Room 430
New York, NY 10007

Re: *In Re: Terrorist Attacks on September 11, 2001*, 03 MDL 1570 (GBD) (SN)

Dear Judge Netburn:

I am writing with regard to the testimony of witness Mohdar Mohamed Abdullah a/k/a/ Zeid in Sweden pursuant to the May 21, 2019 Letters of Request signed by this Court.

Today we received the attached September 24, 2020 decision of the Swedish court which cancelled the hearing scheduled to begin on October 8, 2020 to obtain the testimony of the witness, and directed that the hearing be rescheduled.

Here is our informal English translation of the relevant portion of the decision:

DECISION

The hearing for taking of evidence on 8–9 and 12–13 October 2020 is cancelled.

Reasons for the District Court's decision

The District Court has on 23 September 2020 received a 'proof of impediment', from which it is apparent that the witness Ahmed Mohamed Elmohdar Zeid has not been

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served the notice to the hearing for taking of evidence. In light of this, the hearing shall be cancelled and scheduled to be held at a later occasion.

An appeal against the decision cannot be lodged separately.

We have been told by our Swedish counsel that the “proof of impediment” referenced by the Swedish court is a report from the bailiff responsible to serve the required notice of the hearing on the witness. It is our understanding that the bailiff was unable to serve that notice on the witness in advance of the hearing.

Counsel for the Plaintiffs and Saudi Arabia were sent an e-mail today requesting new dates for the hearing, starting on November 30, 2020. We will advise the Court when a new date is set for the hearing.

Respectfully submitted,

KREINDLER & KREINDLER

/s/ Steven R. Pounian

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Andrew J. Maloney, Esquire
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For the MDL 1570 Plaintiffs’ Exec.
Committee for Personal Injury and Death
Claims

COZEN O’CONNOR

/s/ Sean P. Carter

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For the MDL 1570 Plaintiffs’ Exec.
Committee for Commercial Claims

MOTLEY RICE

/s/ Robert T. Haefele

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For the MDL 1570 Plaintiffs’ Exec.
Committee for Personal Injury and Death
Claims

Enclosure



SÖDERTÄLJE TINGSRÄTT

PROTOKOLL

2020-09-24

Handläggning i
Södertälje

Aktbilaga 58

Mål nr

Ä 1580-19

Handläggning i parternas utevaro

RÄTTEN

Rådmannen Dan Isaksson

PROTOKOLLFÖRARE

Tingsnotarien Maria Kruse

PARTER**Sökande**United States District Court
Southern District of New York
500 Pearl Street
New York, New York 10007
USA**ÖVRIGA****Vittne**Elmohdar Mohammed Abdullah Zeid, 780805-5854
SekreteressOmbud: Advokaten Roba Azzam
Box 45143
104 30 Stockholm**SAKEN**

Bevisupptagning åt utländsk domstol; nu fråga om inställt sammanträde

Efter genomgång av handlingarna i ärendet meddelar tingsrätten följande

BESLUT

Sammanträdet för bevisupptagning den 8–9 och 12–13 oktober 2020 ställs in.

Skälen för tingsrättens beslut

Tingsrätten har den 23 september 2020 mottagit ett hinderbevis, av vilket det framgår att vittnet Ahmed Mohamed Elmohdar Zeid inte delgetts kallelse till sammanträdet för

Dok.Id 381121

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08-561 66 899**Expeditionstid**
måndag – fredag
08:30–16:00

SÖDERTÄLJE TINGSRÄTT

PROTOKOLL
2020-09-24

Sid 2
Ä 1580-19

bevisupptagning. Mot angivna bakgrund ska sammanträdet för bevisupptagning därför ställas in och sättas ut vid ett senare tillfälle.

Beslutet kan inte överklagas särskilt.

Som ovan,

Maria Kruse

Protokollet uppvisat/